



PATENT  
Customer No. 22,852  
Attorney Docket No. 5725.0362-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Isabelle BARA et al. ) Group Art Unit: 1617  
Application No.: 10/798,434 ) Examiner: Not yet assigned  
Filed: March 12, 2004 )  
For: W/O EMULSION, COMPOSITION ) Confirmation No.: 5266  
COMPRISING SUCH AN )  
EMULSION AND COSMETIC, )  
PHARMACEUTICAL OR HYGIENE )  
USE THEREOF )

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Office the documents listed on the attached PTO 1449 Form. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed documents are attached, excluding U.S. Patent No. 5,929,163.

Applicants respectfully request that the Office consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

With respect to the non-English language documents, Applicants submit the following remarks:

1. **JP 5311076** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract submitted herewith. This application is believed to be related to EP 0 568 102 A1, which is submitted herewith, and U.S. Patent No. 5,929,163, both of which are listed on the attached PTO Form 1449.
2. **JP 7041415** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract submitted herewith.
3. **JP 7187954** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract submitted herewith.
4. **JP 7215817** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract submitted herewith.
5. **JP 7304627** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract submitted herewith.
6. **JP 9241117** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract submitted herewith.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Office applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law,

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Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

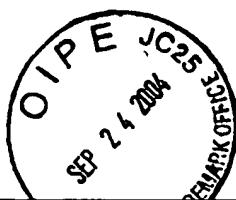
If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: September 24, 2004

By:   
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Michelle E. O'Brien  
Reg. No. 46,203



## INFORMATION DISCLOSURE CITATION

Atty. Docket No. <del>PATENT</del> 0362-01	Appn. No. 10/798,434
Applicant Isabelle BARA et al.	
Filing Date March 12, 2004	Group: 1617

## U.S. PATENT DOCUMENTS

Examiner Initial*	Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate
	5,929,163	7/27/99	Harashima			

## FOREIGN PATENT DOCUMENTS

	Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or No
	EP 0 568 102 B1	11/03/93	Europe			English
	JP 5311076	11/22/93	Japan			Derwent Abstract
	JP 7041415	02/10/95	Japan			Derwent Abstract
	JP 7187954	07/25/95	Japan			Derwent Abstract
	JP 7215817	08/15/95	Japan			Derwent Abstract
	JP 7304627	11/21/95	Japan			Derwent Abstract
	JP 9241117	09/16/97	Japan			Derwent Abstract

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	English language Derwent Abstract of JP 5311076.
	English language Derwent Abstract of JP 7041415.
	English language Derwent Abstract of JP 7187954.
	English language Derwent Abstract of JP 7215817.
	English language Derwent Abstract of JP 7304627.
	English language Derwent Abstract of JP 9241117.

Examiner	Date Considered
*Examiner:	Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.
Form PTO 1449	Patent and Trademark Office - U.S. Department of Commerce